

# **EXHIBIT A**

Victor Page v. A.D. TRANSPORT EXPRESS, INC., Thorcam Allamy

Case Number	45D02-2108-CT-000807
Court	Lake Superior Court, Civil Division 2
Type	CT - Civil Tort
Filed	08/18/2021
Status	08/18/2021 , Pending (active)

Parties to the Case

Defendant A.D. TRANSPORT EXPRESS, INC.,

Address

5601 Belleville Rd.  
Canton, MI 48188

Attorney

Julie Rae Murzyn  
#2017398, Lead, Retained

O'Neill McFadden & Willett, LLP  
833 West Lincoln Highway  
Suite 410W  
Schererville, IN 46375  
219-322-0450(W)

Attorney

Julie Rae Murzyn  
#2017398, Retained

O'Neill McFadden & Willett, LLP  
833 West Lincoln Highway  
Suite 410W  
Schererville, IN 46375  
219-322-0450(W)

Defendant Allamy, Thorcam

48681 S I-94 Service Drive  
Apt. 302  
Van Buren Township, MI 48111

Attorney

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#2017398, Lead, Retained

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Schererville, IN 46375  
219-322-0450(W)

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Plaintiff Page, Victor

Address

9008 S 51st Street  
Oak Lawn, IL 60453

Attorney

Theodore Louis Stacy  
#1777664, Lead, Retained

258 W. US HIGHWAY 6  
Valparaiso, IN 46385  
219-764-7054(W)

Attorney

Walter J Alvarez  
#238345, Retained

1524 West 96th Avenue  
Crown Point, IN 46307-0000  
219-769-8555(W)

Attorney

Steven Joseph Alvarez  
#3027845, Retained

1524 W 96th AVE  
Crown Point, IN 46307  
219-662-6400(W)

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## Chronological Case Summary

08/18/2021 Case Opened as a New Filing

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08/19/2021

**Appearance Filed**

Appearance Stacy, Alvarez

For Party: Page, Victor  
 File Stamp: 08/18/2021

08/19/2021

**Complaint/Equivalent Pleading Filed**

Victor Page Complaint

Filed By: Page, Victor  
 File Stamp: 08/18/2021

08/19/2021

**Subpoena/Summons Filed**

Summons A.D. Transport Filed

Filed By: Page, Victor  
 File Stamp: 08/18/2021

08/19/2021

**Subpoena/Summons Filed**

Summons Allamy Filed

Filed By: Page, Victor  
 File Stamp: 08/18/2021

08/19/2021

**Subpoena/Summons Filed**

Summons Allamy

Filed By: Page, Victor  
 File Stamp: 08/19/2021

08/20/2021

**Subpoena/Summons Filed**

ALIAS Summons Filed

Filed By: Page, Victor  
 File Stamp: 08/20/2021

09/01/2021

**Appearance Filed**

Appearance of JRM

For Party: A.D. TRANSPORT EXPRESS, INC.,  
 For Party: Allamy, Thorcam  
 File Stamp: 09/01/2021

09/01/2021

**Motion Filed**

Notice of Automatic Extension of Time to File Responsive Pleadings

Filed By: A.D. TRANSPORT EXPRESS, INC.,  
 Filed By: Allamy, Thorcam  
 File Stamp: 09/01/2021

**Financial Information**

\* Financial Balances reflected are current representations of transactions processed by the Clerk's Office. Please note that any balance due does not reflect interest that has accrued - if applicable - since the last payment. For questions/concerns regarding balances shown, please contact the Clerk's Office.

**Page, Victor**

Plaintiff

Balance Due (as of 09/10/2021)

0.00

## Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	185.00	0.00	185.00

## Transaction Summary

Date	Description	Amount
08/19/2021	Transaction Assessment	157.00
08/19/2021	Electronic Payment	(157.00)
08/19/2021	Transaction Assessment	28.00
08/19/2021	Electronic Payment	(28.00)

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.



## IN THE LAKE CIRCUIT/SUPERIOR COURT

VICTOR PAGE,  
Plaintiff,

vs.

A.D. TRANSPORT EXPRESS, INC., and  
THORCAM ALLAMY,  
Defendants.

APPEARANCE

**Party Classification:** Initiating ☒ Responding ☐ Intervening ☐

1. The undersigned now appear in this case for the following party members: Victor Page

2. Applicable information for service as required by Trial Rule 5(B)(2) and for case information as required by Trial Rules 3.1 and 77(B) is as follows:

Name: Theodore L. Stacy  
Address: 258 W US Highway 6  
Valparaiso, IN 46385

Atty Number: 17776-64  
Phone: (219) 764-7054  
Email Address: [attorneyted@mac.com](mailto:attorneyted@mac.com)

Name: Walter J. Alvarez;  
Address: 1524 W. 96<sup>th</sup> Avenue  
Crown Point, IN 46307

Atty. Number: 2383-45  
Phone Number: (219) 662-6400  
Email: [alvarezpclaw@aol.com](mailto:alvarezpclaw@aol.com)

Steven J. Alvarez;  
Address: 1524 W. 96<sup>th</sup> Avenue  
Crown Point, IN 46307

Atty. Number: 30278-45  
Phone Number: (219) 662-6400  
Email: [steven@gowithalvarez.com](mailto:steven@gowithalvarez.com)

3. There are other party members: Yes ☐ No ☒

4. *If first initiating party filing this case*, the Clerk is requested to assign this case the following Case Type under Administrative Rule 8(b)(3): **CT**

5. I will accept service by FAX at the above noted number: Yes ☐ No ☒

6. This case involves support issues. Yes ☐ No ☒ *(If yes, supply social security numbers for all family members on a separately attached page using light green paper. See form below.)*

7. There are related cases: Yes ☐ No ☒ *(If yes, list on continuation page.)*

8. This form has been served on all other parties and Certificate of Service is attached:  
Yes ☐ No ☐ Initial Pleading ☐

9. Additional information required by local rule: None

/s/ Theodore L. Stacy  
Theodore L. Stacy

STATE OF INDIANA

Lake Superior Court, Civil Division 2

LAKE CIRCUIT/SUPERIOR COURT

: SS

2293 N MAIN STREET 46307

3711 MAIN STREET

COUNTY OF LAKE

CROWN POINT, INDIANA

EAST CHICAGO, IN 46312

VICTOR PAGE,  
Plaintiff,

vs.

A.D. TRANSPORT EXPRESS, INC., and  
THORCAM ALLAMY,

Defendants.

### SUMMONS

THE STATE OF INDIANA TO THE DEFENDANTS: LAKE County Sheriff; serve Thorcam Allamy, c/o Warden, Porter County Jail, 2755 SR 49, Valparaiso, IN 46383

You have been sued by the person(s) identified as "Plaintiffs" in the Court stated above.

The nature of the suit against you is stated in the COMPLAINT which is attached to this SUMMONS. It also states the demand which the Plaintiff has made against you.

You must either personally or by your attorney file your written answer to the COMPLAINT with the Clerk within twenty (20) days commencing the day after this SUMMONS and the COMPLAINT were personally served upon you or your agent or left for you by the Sheriff or other process server.

In the event the SUMMONS and COMPLAINT were left for you and you then receive by first class mail (not certified) a copy of the SUMMONS alone, this mailing is merely a confirmation that the SUMMONS and COMPLAINT were previously left for you. You should not consider the date on which you receive the mailed SUMMONS as the commencement date for the time period allowed for your answer. Rather, the time period allowed for your written answer commences on the date when the SUMMONS and COMPLAINT were first personally served upon you or your agent or left for you by the Sheriff or other process server.

However, if you or your agent first received the SUMMONS and the COMPLAINT by certified mail, you have twenty-three (23) days from the date of receipt to file your written answer with the Clerk. If you fail to answer the COMPLAINT of the Plaintiff within the times prescribed herein, judgment will be entered against you for what the Plaintiff has demanded.

If you have a claim against the Plaintiff arising from the same transaction or occurrence, you may be required to assert such claim in writing together with your written answer.

The following manner of service is hereby designated: Sheriff

8/19/2021

Date:

*Lorenzo Arredondo*  
**Lorenzo Arredondo**  
CLERK LAKE COUNTY COURTS

Attorney for Plaintiff:

Theodore L. Stacy

Ind. Att. No.: 17776-64

of Counsel Walter J. Alvarez, P.C.  
1524 W 96<sup>th</sup> Ave.  
Crown Point, IN 46307  
219.764.7064  
[attorneyted@mac.com](mailto:attorneyted@mac.com)

BY: CG  
Deputy Clerk



I, \_\_\_\_\_, being first sworn on my oath, certify that on \_\_\_\_\_, 2021, I served this summons and complaint on the party named herein by delivering it into the custody of the summoned party or an adult named \_\_\_\_\_, who appeared to be over the age of eighteen 18 years and capable of understanding the nature of the service.

\_\_\_\_\_

Printed Name: \_\_\_\_\_

\*\*\*\*\*

I, \_\_\_\_\_, being first sworn on my oath, certify that on \_\_\_\_\_, 2021, I Mailed this summons and complaint to the party named herein by delivering it into the custody of the United State Post Office which delivered the documents herein and returned the Certified Return of Service.

\_\_\_\_\_

Printed Name: \_\_\_\_\_



STATE OF INDIANA

Lake Superior Court, Civil Division 2

LAKE CIRCUIT/SUPERIOR COURT

: SS

2293 N MAIN STREET 46307 3711 MAIN STREET

COUNTY OF LAKE

CROWN POINT, INDIANA EAST CHICAGO, IN 46312

VICTOR PAGE,  
Plaintiff,

vs.

A.D. TRANSPORT EXPRESS, INC., and  
THORCAM ALLAMY,

Defendants.

**SUMMONS**

THE STATE OF INDIANA TO THE DEFENDANTS: Mathew Percy, Agent for Service of Process, A.D. Transport Express, Inc., 5601 Belleville Rd., Canton, MI 48188

You have been sued by the person(s) identified as "Plaintiff's" in the Court stated above.

The nature of the suit against you is stated in the COMPLAINT which is attached to this SUMMONS. It also states the demand which the Plaintiff has made against you.

You must either personally or by your attorney file your written answer to the COMPLAINT with the Clerk within twenty (20) days commencing the day after this SUMMONS and the COMPLAINT were personally served upon you or your agent or left for you by the Sheriff or other process server.

In the event the SUMMONS and COMPLAINT were left for you and you then receive by first class mail (not certified) a copy of the SUMMONS alone, this mailing is merely a confirmation that the SUMMONS and COMPLAINT were previously left for you. You should not consider the date on which you receive the mailed SUMMONS as the commencement date for the time period allowed for your answer. Rather, the time period allowed for your written answer commences on the date when the SUMMONS and COMPLAINT were first personally served upon you or your agent or left for you by the Sheriff or other process server.

However, if you or your agent first received the SUMMONS and the COMPLAINT by certified mail, you have twenty-three (23) days from the date of receipt to file your written answer with the Clerk. If you fail to answer the COMPLAINT of the Plaintiff within the times prescribed herein, judgment will be entered against you for what the Plaintiff has demanded.

If you have a claim against the Plaintiff arising from the same transaction or occurrence, you may be required to assert such claim in writing together with your written answer.

The following manner of service is hereby designated: CERTIFIED MAIL

8/19/2021

Attorney for Plaintiff:  
Theodore L. Stacy

Ind. Atty. No.: 17776-64

of Counsel Walter J. Alvarez, P.C.  
1524 W 96<sup>th</sup> Ave.  
Crown Point, IN 46307  
219.764.7064  
[attorneyted@mac.com](mailto:attorneyted@mac.com)

Date:

*Lorenzo Arredondo*  
**Lorenzo Arredondo**  
CLERK LAKE COUNTY COURTS

BY: CG  
Deputy Clerk



I, \_\_\_\_\_, being first sworn on my oath, certify that on \_\_\_\_\_, 2021, I served this summons and complaint on the party named herein by delivering it into the custody of the summoned party or an adult named \_\_\_\_\_, who appeared to be over the age of eighteen 18 years and capable of understanding the nature of the service.

\_\_\_\_\_

Printed Name: \_\_\_\_\_

\*\*\*\*\*

I, \_\_\_\_\_, being first sworn on my oath, certify that on \_\_\_\_\_, 2021, I Mailed this summons and complaint to the party named herein by delivering it into the custody of the United State Post Office which delivered the documents herein and returned the Certified Return of Service.

\_\_\_\_\_

Printed Name: \_\_\_\_\_

STATE OF INDIANA  
: SS  
COUNTY OF LAKE

LAKE CIRCUIT/SUPERIOR COURT  
2293 N MAIN STREET 46307  
CROWN POINT, INDIANA

VICTOR PAGE,  
Plaintiff,

vs.

A.D. TRANSPORT EXPRESS, INC., and  
THORCAM ALLAMY,  
Defendants.

**VICTOR PAGE'S COMPLAINT**

**Background**

1. Victor Page ("Victor") was a patron of Pilot Travel Center, located at 243 U.S. Highway 20, Burns Harbor, Porter County, Indiana, at or about 8:45 P.M., on July 29, 2021, fueling a truck for his employer.
2. At the same time and place, Thorcam Allamy ("Allamy") was also a patron of the Pilot Travel Center while employed as a driver for A.D. Transport Express, Inc. ("A.D.")
3. While Allamy was at the Pilot Travel Center, he initiated a verbal confrontation with Victor that Allamy then escalated into a physical attack on Victor.
4. Allamy's attack on Victor including knocking Victor unconscious, stomping Victor while Victor was unconscious, stealing Victor's shoes, and then running over Victor with the semi-tractor trailer Allamy was driving away.
5. After leaving the initial attack, Allamy returned to the attack and punched the unconscious Victor in the face.
6. As a result of Allamy's attack, Victor suffered severe and life-altering injuries.

**COUNT ONE-BATTERY**

7. Victor re-states paragraphs 1-6 and further alleges:
8. That at the time of the attack, Thorcam Allamy was an out-of-control person employed by



A.D. who attacked Victor over a trivial issue as justification for battering Victor and stealing his shoes.

9. That Allamy battered Victor and caused serious and life-changing injuries to Victor.

Wherefore, Victor Page **requests a Jury Trial** to assess liability and damages against Thorcam Allamy for battery, cost, attorneys' fees, and interest.

COUNT TWO-NEGLIGENT EMPLOYMENT AND SUPERVISION

10. Victor re-states paragraphs 1-9 and further alleges:

11. That Thorcam Allamy was an employee truck driver for A.D. at all times relevant herein.

12. That A.D. is *respondeat superior* for all Allamy's acts that injured Victor.

13. That A.D. owed a duty to Victor and the public to not employ drivers who had mental issues that could result in volatile emotional behavior.

14. That A.D. owed a duty to Victor and the public to assess the emotional fitness of its drivers before allowing those drivers to be on the road for A.D.

15. That A.D. owed a duty to Victor and the public to train its drivers on the necessity of getting proper rest and controlling their emotions as a driver for A.D.

16. That A.D. owed a duty to Victor and the public to supervise its drivers to determine if they were getting proper rest, were emotionally sound, and if they were fit to be drivers for A.D. before putting those drivers on the road and into contact with other drivers and the public.

17. That A.D., owed a duty to Victor and the general public to schedule and monitor its drivers to ensure that they received proper rest and sleep to enable their calm interaction with the public and safe driving practices.

18. But for A.D. putting Allamy in the driver's seat of one of its trucks, Allamy would not have encountered Victor.

19. That A.D. breached one or more of the foregoing duties.

20. As a result of A.D.'s breach of the foregoing duties, its driver, Thorcam Allamy, attacked

\$ 25,000.00 - Bond.  
\$ 2,500.00 -

Victor and caused severe and life-altering injuries.

Wherefore, Victor Page **requests a Jury Trial** to assess liability and damages against AD Transport Express, Inc., for cost, attorneys' fees, exemplary damages as allowed by the State Law of Michigan, and interest.

Respectfully submitted,

/s/ Theodore L. Stacy

Theodore L. Stacy  
One of the Attorneys for Victor Page  
of Counsel Walter J. Alvarez, P.C.  
1524 W 96<sup>th</sup> Ave.  
Crown Point, IN 46307  
219.764.7064  
attorneyted@mac.com

Deval Phone Number  
1-313-455-1565

5 Days →  
Jury

↔



STATE OF INDIANA  
COUNTY OF LAKE

SS:

IN THE LAKE SUPERIOR COURT

3711 MAIN STREET  
EAST CHICAGO, IN 46312

VICTOR PAGE

Plaintiff,

v.

CAUSE NO: 45D02-2108-CT-000807

A.D. TRANSPORT EXPRESS, INC., and  
THORCAM ALLAMY,

Defendant.

**APPEARANCE BY ATTORNEY IN CIVIL CASE****This Appearance Form must be filed on behalf of every party in a civil case.**

1. The party on whose behalf this form is being filed is:

Initiating \_\_\_\_ Responding X Intervening \_\_\_\_ ; andthe undersigned attorney and all attorneys listed on this form now appear in this case for the following parties: A.D. TRANSPORT EXPRESS, INC., AND THORCAM ALLAMY

2. Attorney information for service as required by Trial Rule 5(B)(2)

Name: Julie R. Murzyn Atty Number: 20173-98

Address: O'Neill McFadden & Willett LLP, 833 West Lincoln Highway, Suite 410W,  
Schererville, IN 46375

Phone: 219-322-0450 Fax: 219-322-0455

Email Address: jmurzyn@omwlegal.com

3. This is a \_ case type as defined in administrative Rule 8(B)(3).

4. This case involves child support issues.

Yes \_\_\_\_ No X

5. This case involves a protection from abuser order, a workplace violence restraining order or a no-contact order.

Yes \_\_\_\_ No X

6. This case involves a petition for involuntary commitment.

Yes \_\_\_\_ No X

7. There are related cases:

Yes \_\_\_\_ No X

8. Additional information required by local rule:

9. There are other party members:

Yes X No \_\_\_\_

10. This form has been served on all other parties and Certificate of Service is

Yes X No \_\_\_\_

attached:

/s/ Julie R. Murzyn

Attorney-at-Law (Attorney information shown above)

**CERTIFICATE OF SERVICE**

I certify that on September 1, 2021, a copy of the foregoing pleadings or papers were served upon all attorneys of record/appropriate parties by electronic transmission/Indiana E-Filing System.

Theodore L. Stacy  
Walter J. Alvarez, P.C.  
1524 W. 96 the Ave.  
Crown Point, IN 46307

**O'NEILL MCFADDEN & WILLETT LLP**

By: /s/ Julie R. Murzyn

STATE OF INDIANA  
COUNTY OF LAKE

SS:

IN THE LAKE SUPERIOR COURT  
3711 MAIN STREET  
EAST CHICAGO, IN 46312

VICTOR PAGE

Plaintiff,

v.

A.D. TRANSPORT EXPRESS, INC., and  
THORCAM ALLAMY,

Defendant.

CAUSE NO: 45D02-2108-CT-000807

**NOTICE OF AUTOMATIC EXTENSION OF  
TIME TO FILE RESPONSIVE PLEADINGS**

Due to the timely filed Appearance by counsel for the Defendants, A.D. Transport Express, Inc., and Thorcam Allamy on September 1, 2021, notice is hereby given that A.D. Transport Express, Inc., and Thorcam Allamy's responsive pleading shall be due thirty (30) days from September 1, 2021, pursuant to LR 45-TR53.5-7(D), or on or before October 1, 2021.

Respectfully submitted,

O'NEILL MCFADDEN & WILLETT LLP

/s/Julie R. Murzyn

Julie R. Murzyn (20173-98)  
833 West Lincoln Highway, Suite 410W  
Schererville, IN 46375  
Phone: (219) 322-0450  
Fax: (219) 763-4650  
Email: [jmurzyn@omwlegal.com](mailto:jmurzyn@omwlegal.com)  
Attorney for Defendants, A.D. Transport  
Express, Inc., and Thorcam Allamy

**CERTIFICATE OF SERVICE**

I certify that on September 1, 2021, a copy of the foregoing pleadings or papers were served upon all attorneys of record/appropriate parties by electronic transmission/Indiana E-Filing System.

Theodore L. Stacy  
Walter J. Alvarez, P.C.  
1524 W. 96 the Ave.  
Crown Point, IN 46307

**O'NEILL MCFADDEN & WILLETT LLP**

By: /s/ Julie R. Murzyn